SPECIAL PROCEDURES SUBMISSION

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Hitoshi MATSUMOTO, et al. Docket No.

Q54505

Appln. No.

09/318,268

Group Art Unit

2853

Confirmation No.

1128

Examiner

Blaise L. MOUTTET

Filed

May 25, 1999

For: DEVICE

INK CARTRIDGE, INK-JET PRINTING APPARATUS, AND REFILLING

PETITION TO WITHDRAW APPLICATION FROM ISSUANCE IN ACCORDANCE WITH 37 C.F.R. §1.313(a) and (c)(2)

MAIL STOP 313(c)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

FAX RECEIVED

JUL 0 1 2004

PETITIONS OFFICE

Applicant hereby petitions the Commissioner to withdraw the above-identified application from issuance in accordance with 37 C.F.R. §1.313(a) and (c)(2). The Issue Fee was paid on May 28, 2004.

The present petition is being filed to request consideration of a request for continued examination (RCE) in compliance with 37 C.F.R. §1.114 and consideration of an Information Disclosure Statement under 37 C.F.R. §1.97, in the above-identified application.

An Information Disclosure Statement and RCE are being filed concurrently herewith.

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (703) 305-4257 on July 1, 2004

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SPECIAL PROCEDURES SUBMISSION

PETITION TO WITHDRAW FROM ISSUANCE

09/318,268 Appln. No. Docket No. Q54505

Pursuant to 37 C.F.R. §1.17(i), please charge the Petition fee of \$130.00 and all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this petition and authorization is enclosed.

Respectfully submitted,

SUGHRUE MION, PLLC

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> WASHINGT ON OFFICE 23373 CUSTOMER NUMBER

Date: July 1, 2004

Hyndman Registration No. 39,234